

# ORIGINAL

FLETCHER, HEALD & HILDRETH, P.L.C.

ATTORNEYS AT LAW

11th FLOOR, 1300 NORTH 17th STREET

ROSSLYN, VIRGINIA 22209-3801

(703) 812-0400

TELECOPIER

(703) 812-0486

INTERNET

FLETCHERHEALD@msn.com

RECEIVED

SEP 9 1996

FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF SECRETARY

FRANK U. FLETCHER  
(1939-1985)  
ROBERT L. HEALD  
(1956-1983)  
PAUL D. P. SPEARMAN  
(1936-1962)  
FRANK ROBERSON  
(1936-1961)  
RUSSELL ROWELL  
(1948-1977)

RETIRED  
EDWARD F. KENEHAN

CONSULTANT FOR INTERNATIONAL AND  
INTERGOVERNMENTAL AFFAIRS  
SHELDON J. KRYSS  
U. S. AMBASSADOR (ret.)

OF COUNSEL  
EDWARD A. CAINE\*

WRITER'S NUMBER  
(703) 812-

0420

ANN BAVENDER\*  
KAREN L. CASSER\*  
ANNE GOODWIN CRUMP\*  
VINCENT J. CURTIS, JR.  
RICHARD J. ESTEVEZ  
PAUL J. FELDMAN\*  
ERIC FISHMAN\*  
RICHARD HILDRETH  
FRANK R. JAZZO  
ANDREW S. KERSTING\*  
KATHRYN A. KLEIMAN  
EUGENE M. LAWSON, JR.  
HARRY C. MARTIN  
GEORGE PETRUTSAS  
LEONARD R. RAISH  
JAMES P. RILEY  
KATHLEEN VICTORY\*  
HOWARD M. WEISS

\* NOT ADMITTED IN VIRGINIA

September 9, 1996

**BY HAND DELIVERY**

Mr. William F. Caton  
Acting Secretary  
Federal Communications Commission  
1919 M Street, N.W., Room 222  
Washington, D.C. 20554

DOCKET FILE COPY ORIGINAL

Dear Mr. Caton:

Transmitted herewith on behalf of Clayton FM Partnership are an original and four copies of its "Petition for Rule Making and Request for Show Cause Order" in connection with requested changes in channel allotments.

Should any question arise concerning this matter, please communicate with this office.

Very truly yours,

Vincent J. Curtis, Jr.  
Counsel for Clayton FM Partnership

VJC:mah  
Enclosure

No. of Copies rec'd  
List ABCDE

MMB

ORIGINAL

BEFORE THE

**Federal Communications Commission**

WASHINGTON, D.C. 20554

In re )  
 )  
CLAYTON FM PARTNERSHIP )  
 )  
Clayton, Louisiana )  
 )  
For Changes in Channel Allotments )

RECEIVED

SEP 9 - 1996

FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF SECRETARY

Directed to: Chief, Mass Media Bureau

**PETITION FOR RULE MAKING AND  
REQUEST FOR SHOW CAUSE ORDER**

Comes now Clayton FM Partnership ("Clayton FM"), the permittee of Channel 300A, Clayton, Louisiana, by its attorneys, and respectfully requests that the Commission substitute Channel 257A for Channel 300A at Clayton, Louisiana and simultaneously, change the channel of Station KJNA-FM, Jena, Louisiana, from Channel 257A to 274A. In support, the following is stated:

As reflected in the attached engineering statement, the channel substitution requested herein will fully comply with the Commission's technical rules. Moreover, the requests herein will permit greater service to the people in southern Louisiana by allowing Station KPEL-FM, Erath, Louisiana, to build its C-1 facility at a much improved location. This can be accomplished with the channel changes requested herein without any loss of proposed service to the people in Clayton or Jena or the need to change transmitter locations.

Clayton FM will file for the changes requested upon allocation.<sup>1</sup>

Accordingly, it is requested that the Commission amend the FM table of allotments as follows:

	<u>Present</u>	<u>Proposed</u>
Clayton, LA	300A	257A
Jena, LA	257A	274A

It is also requested that the Commission issue an order to Little River Radio Company to show cause why its frequency should not be changed in accordance with this request.

Respectfully submitted,

CLAYTON FM PARTNERSHIP

By: 

Vincent J. Curtis, Jr.

Its Attorney

FLETCHER, HEALD & HILDRETH, P.L.C.  
1300 N. 17th Street, 11th Floor  
Rosslyn, VA 22209

September 9, 1996

---

<sup>1</sup>Clayton FM has been advised by a principal of Little River Radio Company, the licensee of Station KJNA-FM, that this proposal is acceptable conditioned upon reimbursement of reasonable expenses connected with such a change.

**Engineering Statement**

**Clayton FM Partnership**

**September 6, 1996**

**Ellis Engineering  
C. F. Ellis, P.E.  
1103 LaNeuville  
Lafayette, LA 70508  
(318) 984-2420**

**September 6, 1996**

**Engineering Statement in Support of Rulemaking**  
**Channel 257 Class A in Clayton, LA**  
**Channel 274 Class A in Jena, LA**

Clayton FM Partnership requests a change in the FM Table of Allotments to delete FM Channel 300A and add replacement Channel 257A to serve City of Clayton, LA. Clayton FM Partnership also requests the deletion of Channel 257A and the addition of replacement channel 274A to Jena, LA.

The proposed reference site for the Clayton, LA allocation request is:

31° 46' 05" North Latitude  
91° 34' 39" West Longitude

The proposed reference site for the Jena, LA allocation request is:

31° 41' 51" North Latitude  
92° 05' 43" West Longitude

Clayton FM Partnership presently holds a Construction Permit (BPH940113MD) for Channel 300A in Clayton, LA. Radio KPEL-FM, Inc., owner of KPEL FM, Erath, LA (License Number BLH930413KA) is presently a Class C3 FM. Radio KPEL-FM, Inc. holds a Construction Permit (BPH950309IC) for Channel 300 Class C1 in Erath, LA. Radio KPEL desires to move the C1 construction permit facility to an existing tower at coordinates 30° 12' 04" North Latitude, 91° 46' 33" West Longitude. This site is short spaced to the existing Clayton Channel 300A Construction Permit. Clayton FM Partnership desires to delete Channel 300A from Clayton, LA. and add Channel 257A. The Clayton Channel 257A is short spaced to KJNA FM, Tom D. Gay d/b/a/ Little River Radio Company, Jena, LA operating on Channel 257A (License Number BLH7168). Tom D. Gay d/b/a/ Little River Radio Company has agreed to replace its present Channel 257A for Channel 274A which may be allocated to Jena, LA with coordinates at the present KJNA FM tower site. No facilities move is required.

Therefore, KPEL will move to an existing tower with the C1 facility. Clayton will move to Channel 257A. KJNA will move to Channel 274A. The move of KPEL allows for much greater service to the population of south Louisiana. There will be no change in service to the populations of Clayton, LA and Jena, LA. Therefore, these changes will cause an overall increase in FM service to the public and is in the public interest.

Table 1 is a spacing allocation study for Channel 257A performed under the present rules demonstrating that from the Clayton, LA existing Construction Permit site there are no allocation difficulties with any existing or proposed FM station (with the exception of KJNA). Table 2 gives the distance to the City Grade (70 dbu) contour and the Protected Contour (60 dbu) of a full Class A FM station located at the Clayton Construction Permit site. Figure 1 demonstrates this coverage. Clayton, LA the proposed City of License, lies totally within the 70 dbu City Grade contour of a full facility Class A.

Table 3 is a spacing allocation study on Channel 274A performed under the present rules demonstrating that from the Jena, LA existing licensed site there are no allocation difficulties with any existing or proposed FM station. Table 4 gives the distance to the City Grade (70 dbu) contour and the Protected Contour (60 dbu) of a full Class A FM station located at the KJNA existing tower site. Figure 2 demonstrates this coverage. Jena, LA the proposed City of License, lies totally within the 70 dbu City Grade contour of a full facility Class A.

**Table 1**

FM CHANNEL SPACING STUDY

Job title: Clayton Ch 257  
Channel: 257A  
Database file name: FCC

Latitude: 31 46 05  
Longitude: 91 34 39

CH	Call	Record	City	ST	Status	Bear.	Dist.	Reqd. Dist.	Result
258C	WRNOFM	10764	New Orleans	LA	LIC	141.6	251.7	165.0	
257C2	WEEZ	10849	Heidelberg	MS	LIC	87.8	214.8	166.0	
259C	WJMI	11503	Jackson	MS	LIC	64.6	133.7	95.0	
254C1	WJKK	11521	Vicksburg	MS	LIC	65.7	120.3	75.0	
256C	WYMX	11534	Greenwood	MS	LIC	28.9	230.0	165.0	
256C	KXKC	12009	New Iberia	LA	LIC	186.2	174.7	165.0	9.7
260C	KTDY	12028	Lafayette	LA	LIC	186.2	174.7	95.0	
258A		12131	Hamburg	AR	DEL	352.8	163.3	72.0	
257A	KJNAFM	12594	Jena	LA	LIC	261.0	49.7	115.0	-65.3*
254C1	KICRFM	12595	Oakdale	LA	LIC	227.3	119.9	75.0	
258A		12607	Ruston	LA	VACANT	310.4	130.6	72.0	
258A	NEW	12608	Ruston	LA	APP	307.8	130.3	72.0	
204C3	NEW	12635	Monroe	LA	APP	329.0	93.3	12.0	
258A	NEW	12639	Ruston	LA	APP	307.7	130.5	72.0	
204C3	NEW	12641	Monroe	LA	APP	326.9	97.9	12.0	
258C1	KHLA	13143	Lake Charles	LA	LIC	222.1	203.7	133.0	

End of channel 257 study

\* KJNA will move to Channel 274A

## Table 2

### **Full Facility Class A at Clayton, LA Existing CP Site**

DISTANCES TO CONTOURS (Kilometers):

Frequency: 99.3000 MHz

Coordinates: N 31 46 05 W 91 34 39

F(50,50) Curves

AZ (degs)	HAAT (m)	ERP (kW)	CONTOUR 70.0	LEVELS (dBu): 60.0
--------------	-------------	-------------	-----------------	-----------------------

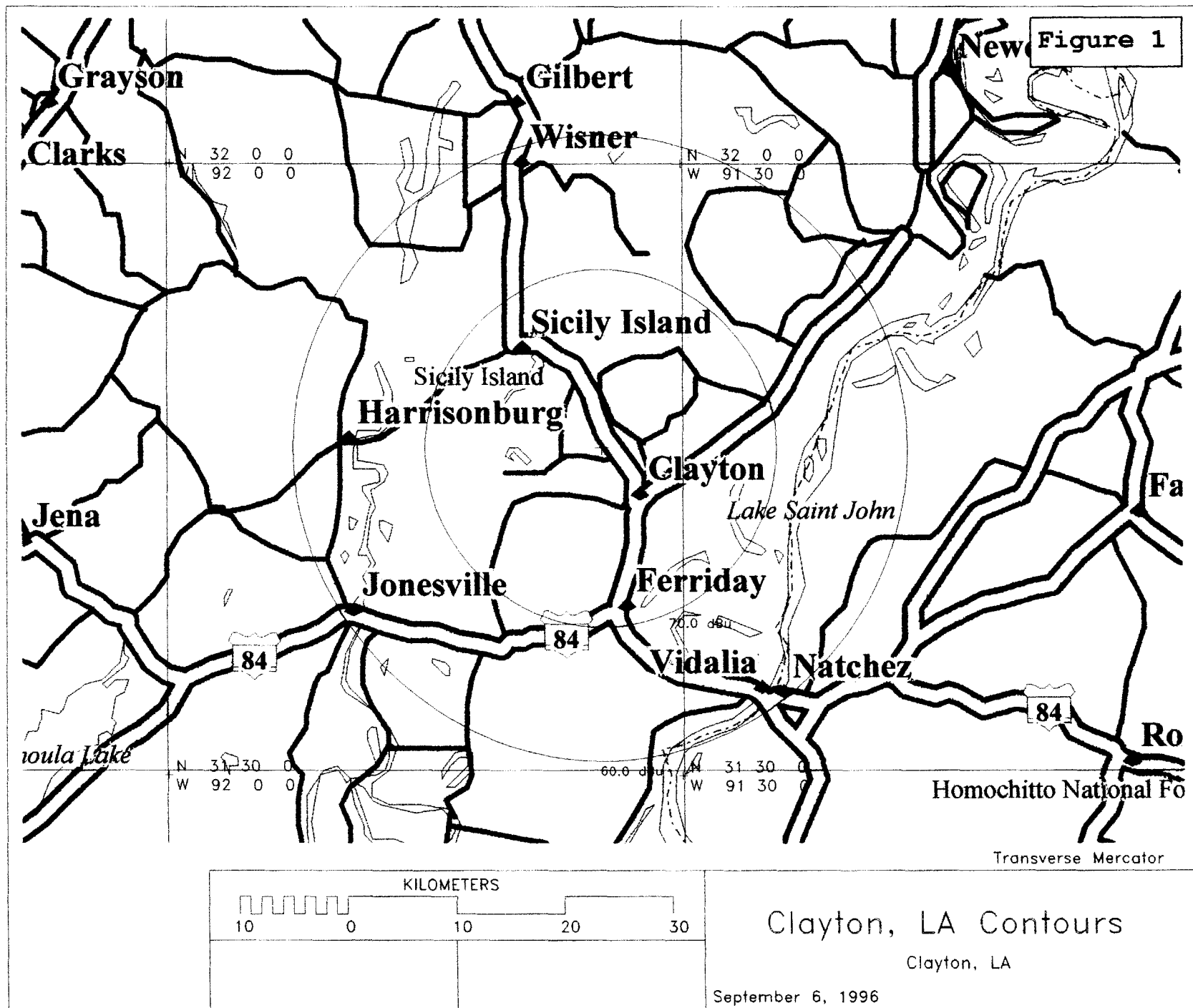
.0	101	6.0000	16.2	28.4
45.0	98	6.0000	16.0	28.1
90.0	99	6.0000	16.1	28.2
135.0	99	6.0000	16.1	28.2
180.0	101	6.0000	16.3	28.5
225.0	100	6.0000	16.2	28.3
270.0	102	6.0000	16.3	28.5
315.0	99	6.0000	16.0	28.1

147.3*	100	6.0000	16.2	28.3
--------	-----	--------	------	------

\*Radial through Principal Community of Clayton, LA.



Figure 1



**Table 3**

FM CHANNEL SPACING STUDY

Job title: KJNA Ch 274  
Channel: 274A  
Database file name: FCC

Latitude: 31 41 51  
Longitude: 92 05 43

CH	Call	Record	City	ST	Status	Bear.	Dist.	Reqd. Dist.	Result
277C	WKJNFM	11447	Hammond	LA	LIC	140.1	186.8	95.0	
275C	WMSI	11519	Jackson	MS	LIC	70.0	171.8	165.0	6.8
273C	WFME	12015	Baton Rouge	LA	LIC	150.9	177.5	165.0	12.5
221A	KLIL	12052	Moreauville	LA	LIC	172.6	72.6	10.0	
274C3	KWLT	12100	North Crossett	AR	LIC	4.9	160.0	142.0	18.0
271C2	KSIGFM	12525	Basile	LA	LIC	189.4	153.3	55.0	
275C	KAJNFM	12565	Crowley	LA	LIC	188.2	185.8	165.0	20.8
221A	KVCLFM	12576	Winnfield	LA	LIC	299.2	57.5	10.0	
272C3	KBCE	12590	Boyce	LA	LIC	234.9	62.7	42.0	20.7
276C3	KCTOFM	12619	Columbia	LA	LIC	351.7	48.9	42.0	6.9
274C2	KWYX	13187	Jasper	TX	CP	248.7	191.1	166.0	25.1
275C2		13228	Shreveport	LA	VACANT	295.0	165.7	106.0	
275C2	NEW	13229	Shreveport	LA	APPDID	293.4	182.3	106.0	
275C2	NEW	13230	Shreveport	LA	APPDID	295.5	187.9	106.0	
275C2	NEW	13231	Shreveport	LA	APPDID	296.0	169.0	106.0	
275C2	NEW	13232	Shreveport	LA	APPGID	300.8	193.6	106.0	

End of channel 274 study

**Table 4**

**Full Facility Class A at Existing Licensed KJNA Site**

DISTANCES TO CONTOURS (Kilometers):

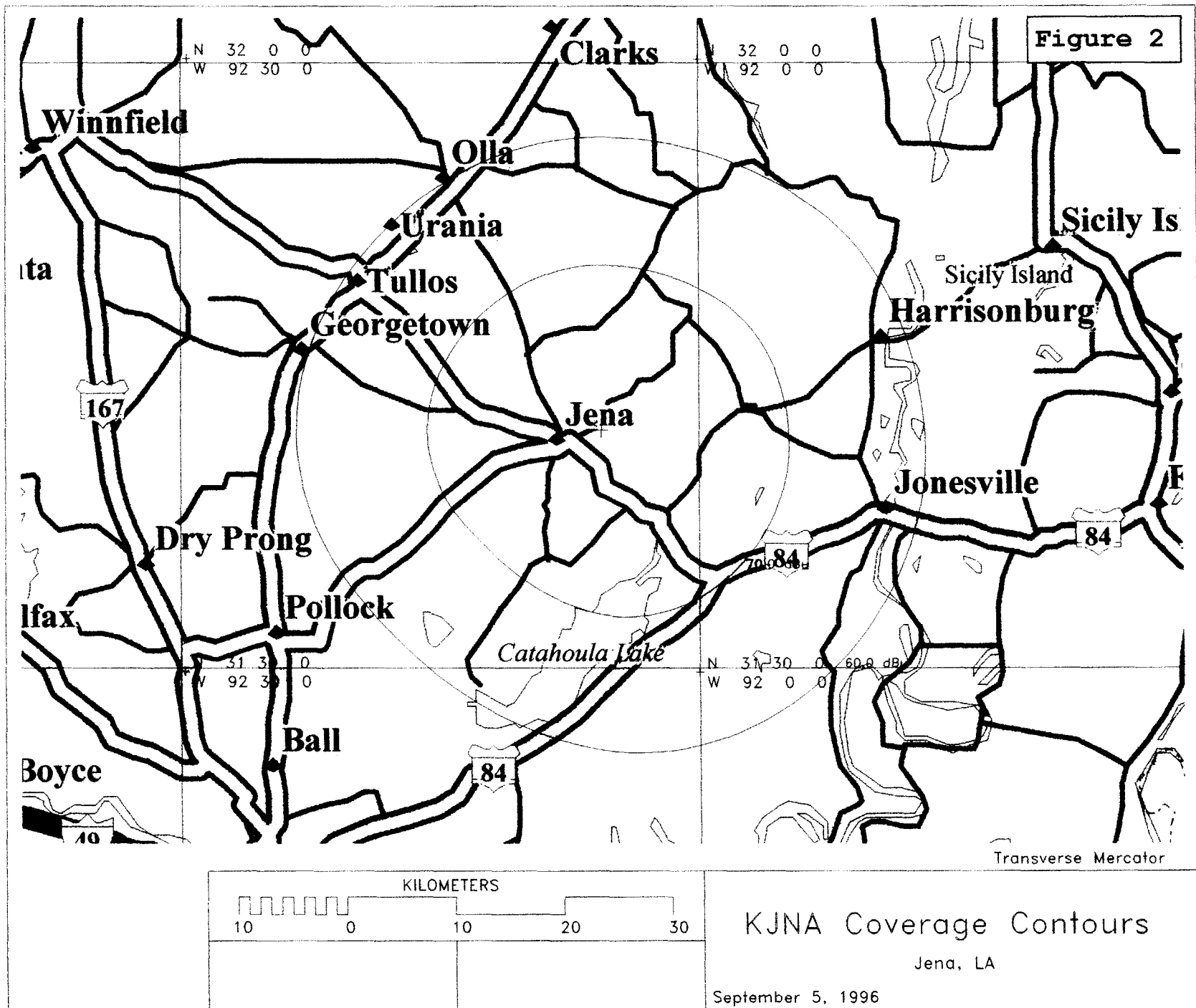
Frequency: 102.7000 MHz

Coordinates: N 31 41 51 W 92 5 43

F(50,50) Curves Number of Contours: 2

AZ (degs)	HAAT (m)	ERP (kW)	CONTOUR 70.0	LEVELS (dBu): 60.0
.0	88	6.0000	15.0	26.6
45.0	100	6.0000	16.2	28.3
90.0	112	6.0000	17.3	29.8
135.0	117	6.0000	17.7	30.4
180.0	106	6.0000	16.7	29.0
225.0	88	6.0000	15.0	26.7
270.0	98	6.0000	16.0	28.1
315.0	90	6.0000	15.2	26.9
246.7*	94	6.0000	15.6	27.5

\*Radial through Principal Community of  
Jena, LA.



**CERTIFICATE OF SERVICE**

I, Mary A. Haller, a secretary with the firm of Fletcher, Heald & Hildreth, P.L.C., do hereby certify that true copies of the foregoing "Petition for Rule Making and Request for Show Cause Order" have been sent this 9th day of September by first-class United States mail, postage prepaid, to the following:

Little River Radio Company  
Station KJNA-FM  
2nd & Elm Streets  
Jena, LA 71342

  
Mary A. Haller